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**UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 SAN FRANCISCO DIVISION**

THE REGENTS OF THE UNIVERSITY OF  
 CALIFORNIA,

Plaintiff,

v.

U.S. DEPARTMENT OF HOMELAND  
 SECURITY and ALEJANDRO  
 MAYORKAS,<sup>1</sup> in his official capacity as  
 Secretary of the Department of Homeland  
 Security,

CASE NO. 17-CV-05211-WHA

**STIPULATION RE: VACATION OF  
 DEADLINES AND STAY OF  
 PROCEEDINGS PENDING DEFENDANTS'  
 ACTIONS PURSUANT TO JANUARY 20,  
 2021 PRESIDENTIAL MEMORANDUM RE:  
 DACA**

Judge: Hon. William Alsup  
 Trial Date: None set  
 Action Filed: September 8, 2017

<sup>1</sup> Pursuant to Federal Rule of Civil Procedure 25(d), Secretary of Homeland Security Alejandro Mayorkas is automatically substituted as a Defendant in his official capacity for former Acting Secretary of Homeland Security David Pekoske.

Defendants.

STATE OF CALIFORNIA, STATE OF  
MAINE, STATE OF MARYLAND, and  
STATE OF MINNESOTA,

Plaintiffs,

v.

U.S. DEPARTMENT OF HOMELAND  
SECURITY; ALEJANDRO MAYORKAS, in  
his official capacity as Secretary of Homeland  
Security; U.S. CITIZENSHIP AND  
IMMIGRATION SERVICES; JOSEPH  
EDLOW, in his purported official capacity as  
Deputy Director for Policy of the U.S.  
Citizenship and Immigration Services<sup>2</sup>; and  
UNITED STATES OF AMERICA,

Defendants.

CASE NO. 17-CV-05235-WHA

CITY OF SAN JOSE, a municipal corporation,

Plaintiffs,

v.

JOSEPH R. BIDEN, President of the United  
States, in his official capacity,<sup>3</sup> ALEJANDRO  
MAYORKAS, in his official capacity, and the  
UNITED STATES OF AMERICA,

Defendants.

CASE NO. 17-CV-05329-WHA

DULCE GARCIA; MIRIAM GONZALEZ  
AVILA; SAUL JIMENEZ SUAREZ;  
NORMA RAMIREZ; JIRAYUT  
LATTHIVONGSKORN; MARCO ANTONIO  
SALINAS MUNOZ; DULCE BERENICE  
VARGAS BALTAZAR; ERICKA LISSETH  
DANIEL SANTELLAN; GRISEL  
GUADALUPE CHAVEZ DIAZ; and FELIPE  
ALVAREZ CARRILLO,

Plaintiffs,

v.

CASE NO. 17-CV-05380-WHA

<sup>2</sup> Joseph Edlow left the Department of Homeland Security in January of 2021, and the office he formerly occupied is currently vacant.

<sup>3</sup> Pursuant to Federal Rule of Civil Procedure 25(d), President Joseph R. Biden is automatically substituted as a Defendant in his official capacity for former President Donald J. Trump.

1 UNITED STATES OF AMERICA; U.S.  
2 DEPARTMENT OF HOMELAND  
3 SECURITY; ALEJANDRO MAYORKAS, in  
4 his official capacity as Secretary of Homeland  
5 Security; JOSEPH EDLOW, in his official  
6 capacity as purported DHS Deputy Director of  
7 Policy; and UNITED STATES CITIZENSHIP  
8 AND IMMIGRATION SERVICES,

Defendants.

9 COUNTY OF SANTA CLARA and  
10 SERVICE EMPLOYEES INTERNATIONAL  
11 UNION LOCAL 521,

Plaintiffs,

v.

12 JOSEPH R. BIDEN, in his official capacity as  
13 President of the United States; ALEJANDRO  
14 MAYORKAS, in his official capacity as  
15 Secretary of the Department of Homeland  
16 Security; U.S. DEPARTMENT OF  
17 HOMELAND SECURITY; JOSEPH  
18 EDLOW, in his official capacity as Deputy  
19 Director of Policy of USCIS; and U.S.  
20 CITIZENSHIP AND IMMIGRATION  
21 SERVICES,

Defendants.

CASE NO. 17-CV-05813-WHA

**STIPULATION RE: VACATION OF DEADLINES AND STAY OF PROCEEDINGS  
PENDING DEFENDANTS' ACTIONS PURSUANT TO JANUARY 20, 2021  
PRESIDENTIAL MEMORANDUM RE: DACA**

Per Defendants' filing on January 21, 2021, ECF No. 315, on January 20, 2021, President Biden issued a memorandum entitled "Preserving and Fortifying Deferred Action for Childhood Arrivals (DACA)." 86 Fed. Reg. 7053 (Jan. 25, 2021). In that memorandum, the President instructed the Secretary of Homeland Security, in consultation with the Attorney General, to "take all actions he deems appropriate, consistent with applicable law, to preserve and fortify DACA." *Id.* at 7053. The Secretary of Homeland Security, in consultation with the Attorney General, is currently working to implement the recent Presidential Memorandum, which may result in further agency action that impacts the substantive and procedural aspects of this litigation.

In light of the above, to prevent the unnecessary expenditure of public resources, and to promote judicial economy, the parties hereby stipulate to the following, and request that the Court:

- Vacate all pending deadlines in this matter;
- Stay further proceedings in this matter pending further court order; and
- Order the parties to submit joint status reports every 60 days pending further court order, with the first joint status report to be filed on May 24, 2021.

IT IS SO STIPULATED THIS 22 DAY OF MARCH, 2021

1 Dated: March 22, 2021

Respectfully submitted,

2 COVINGTON & BURLING LLP

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Acting Attorney General of California

3 /s/ Jeffrey M. Davidson

4 JEFFREY M. DAVIDSON

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/s/ James F. Zahradka II

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*Attorneys for Defendants*


**~~PROPOSED~~ ORDER**

Pursuant to the parties' stipulation, this Court hereby issues the following ORDER:

- All pending deadlines in this matter are hereby VACATED;
- All further proceedings in this matter are hereby STAYED pending further court order; and
- The parties are hereby ORDERED to submit joint status reports every 60 days pending further court order, with the first joint status report due on May 24, 2021.

IT IS SO ORDERED.

Date: March 23, 2021.

  
WILLIAM ALSUP  
UNITED STATES DISTRICT  
JUDGE

**ATTESTATION OF SIGNATURES**

I, James F. Zahradka II, hereby attest, pursuant to Local Civil Rule 5-1(i)(3) of the Northern District of California that concurrence in the filing of this document has been obtained from each signatory hereto.

Dated: March 22, 2021

/s/ James F. Zahradka II  
JAMES F. ZAHRADKA II  
Supervising Deputy Attorney General  
*Attorney for State of California*